

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION



July 27, 2005

Burlington Northern and Santa Fe Railway Company and Village of
Ipava, Fulton County, Illinois,
Petitioners,

v.

State of Illinois, Department of Transportation,
Respondent.

T02-0047

Petition seeking an order from the Illinois Commerce Commission for
the closure of the public at grade crossing at the tracks of the
Burlington Northern and Santa Fe Railway Company and St. James
Street in Ipava, Fulton County, Illinois, Milepost 87.54, DOT No.
078325C and for the determination whether the warning devices at the
public at grade crossing located at the tracks of the Burlington Northern
and Santa Fe Railway Company and South Street in Ipava, Fulton
County, Illinois, Milepost 87.56, DOT No. 078324V should be upgraded
to automatic flashing light signals and gates with a substantial portion
of the cost to be borne by the Grade Crossing Protection Fund.

NOTICE OF ADMINISTRATIVE LAW JUDGE'S RULING

On August 7, 2002, the Illinois Commerce Commission entered an Order in the
above Docket which authorized an expenditure from the Grade Crossing Protection
Fund. Authority for reimbursement from the Fund expired on August 7, 2004, by terms
of the Order. Therefore, the amount of \$8,117.52, remaining in IDOT Obligation
XP03106, has been de-obligated.

Entered by:

A handwritten signature in black ink, appearing to read "Joseph H. O'Brien".
Joseph H. O'Brien
Administrative Law Judge
Transportation Division